Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 001034

66
ORIGIN TRSE-00

INFO OCT-01 EA-07 IO-10 ISO-00 EB-07 /025 R

DRAFTED BY TREAS:RSELF
APPROVED BY EB/OT/STA:BBISHOP
EB/OT/STA:MCJONES
EA/ROC:CFREEMAN
---------- 094535
P R 022239Z JAN 76
FM SECSTATE WASHDC
TO AMEMBASSY TAIPEI PRIORITY
INFO USMISSION GENEVA
USDEL MTN GENEVA

LIMITED OFFICIAL USE STATE 001034

E.O. 11652: ADS, DECLAS: 1/5/76

TAGS: ETRD, TS

SUBJECT: COUNTERVAILING DUTY INVESTIGATION -- FOOTWEAR
FROM TAIWAN

REF: STATE 153604 6/30/75

1. TREASURY WILL PUBLISH A FINAL AFFIRMATIVE COUNTER-
VAILING DUTY DETERMINATION ON IMPORTS OF FOOTWEAR FROM
TAIWAN ON JANUARY 7, 1976. PUBLIC ANNOUNCEMENT WILL BE
MADE ON JANUARY 5, 1976. AN ESTIMATED COUNTERVAILING DUTY
OF 5 PERCENT AD VALORUM WILL BE COLLECTED ON EACH ENTRY
FOLLOWING THE DATE OF PUBLICATION OF THE DETERMINATION.
LIQUIDATION OF ENTRIES WILL BE SUSPENDED PENDING FURTHER
INVESTIGATION AS TO POSSIBLE BOUNTIES OR GRANTS. ROC
EMBASSY HAS BEEN INFORMED.

2. TREASURY'S ANALYSIS OF THE PROVISIONS OF THE STATUTE
FOR ENCOURAGEMENT OF INVESTMENT LED IT TO CONCLUDE THAT THE
CRITERIA FOR QUALIFYING AS A REGISTERED ENTERPRISE UNDER
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 001034

THE LAW COULD ENABLE COMPANIES TO RECEIVE COUNTERVAILABLE

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

SUBSIDIES. THERE IS NO KNOWLEDGE THAT FOOTWEAR FACILITIES

ARE REGISTERED UNDER THE STATUTE BUT ITS RATHER BROAD CRI-
TERIA WOULD SUGGEST THAT MANY COULD HAVE QUALIFIED. ON

THIS BASIS THE TREASURY HAD NO CHOICE BUT TO ISSUE AN
AFFIRMATIVE DECISION. ALL OTHER PROGRAMS ALLEGED BY
PETITIONER WERE NOT DEEMED TO BE BOUNTIES OR GRANTS. THE
BENEFITS UNDER PREFERENTIAL EXPORT FINANCING WERE
DETERMINED TO BE DE MINIMIS, AS WAS THE CASE AT THE TIME
OF THE PRELIMINARY DECISION.

3. TREASURY WILL BE PROVIDING SHORTLY A QUESTIONNAIRE TO
THE CUSTOMS REPRESENTATIVE IN TAIPEI WHICH WILL ENABLE
IT TO DETERMINE THOSE FOOTWEAR FACILITIES, IF ANY, THAT
ARE BENEFICIARIES UNDER THE STATUTE FOR THE ENCOURAGEMENT
OF INVESTMENT, AND THE EXTENT OF THE BENEFITS RECEIVED
UNDER THE LAW. EVERY EFFORT WILL BE MADE TO RESOLVE
THIS QUESTION AT THE EARLIEST POSSIBLE TIME SO AS TO RE-
MOVE THE UNCERTAINTIES THAT COULD DEVELOP IN THE TRADE
AS THE RESULT OF THE ESTIMATED COUNTERVAILING DUTY.
IN DISCUSSING CASE WITH ROC OFFICIALS, EMBASSY SHOULD
EMPHASIZE THAT NO FINAL COUNTERVAILING DUTY RATE HAS BEEN
SET, AND THAT, SINCE LIQUIDATION HAS BEEN SUSPENDED,
TREASURY WOULD BE IN A POSITION TO REVOKE OR MODIFY ITS
DECISION IF WARRANTED BY FACTS. IN THAT EVENT, REFUNDS
OF ESTIMATED DUTIES COULD BE MADE. INGERSOLL

LIMITED OFFICIAL USE

NNN

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: FOOTWEAR, COUNTERVAILING DUTIES, INVESTIGATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 02 JAN 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE001034
Document Source: CORE
Document Unique ID: 00
Drafter: RSELF
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760001-0927
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760189/aaaadbfw.tel
Line Count: 88
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN TRSE
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 75 STATE 153604
Review Action: RELEASED, APPROVED
Review Authority: morefirh
Review Comment: n/a
Review Content Flags:
Review Date: 06 MAY 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <06 MAY 2004 by SmithRJ>; APPROVED <13 MAY 2004 by morefirh>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: COUNTERVAILING DUTY INVESTIGATION -- FOOTWEAR FROM TAIWAN
TAGS: ETRD, TW
To: TAIPEI
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006